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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BIKASH MOHAN MOHANTY,
Individually And On Behalf of All Others
Similarly Situated,

Plaintiff,

v.

AMIR BASSAN-ESKENAZI, RAN OZ,
FREDERICK BALL, GAL ISRAELY,
DEAN GILBERT, KEN GOLDMAN,
LLOYD CARNEY, BRUCE SACHS,
ROBERT SACHS, GEOFFREY YANG,
MORGAN STANLEY & CO. INC.,
MERRILL LYNCH PIERCE FENNER &
SMITH INC., JEFFRIES & CO. INC.,
THINKEQUITY PARTNERS LLC,
BIGBAND NETWORKS INC. and
COWEN & CO. INC.,

Defendants.

No. 4:07-cv-05101-SBA

**DECLARATION OF RON
SENATOR IN FURTHER
SUPPORT OF MOTION OF
SPHERA FUND FOR
APPOINTMENT AS LEAD
PLAINTIFF AND APPROVAL
OF SELECTION OF CO-LEAD
COUNSEL**

Date: February 5, 2008

Time: 1:00 p.m.

Courtroom 3

Hon. Sandra B. Armstrong

[Captions Continue on Following Pages]

DECLARATION OF RON SENATOR IN SUPPORT OF MOTION OF SPHERA FUND FOR APPOINTMENT AS
LEAD PLAINTIFF AND APPROVAL OF LEAD PLAINTIFF'S SELECTION OF CO-LEAD COUNSEL

DENNIS KOESTERER, on behalf of
himself and all others similarly situated,

No. 3:07-cv-05168-MMC

Plaintiff,

v.

BIGBAND NETWORKS INC., AMIR
BASSAN-ESKENAZI, FREDERICK A.
BALL, RAN OZ, LLOYD CARNEY,
DEAN GILBERT, KENNETH A.
GOLDMAN, GAL ISRAELY, BRUCE
SACHS, ROBERT SACHS and
GEOFFREY YANG,

Defendants.

ABRENA WINSTON, Individually And
On Behalf of All Others Similarly Situated,

No. 3:07-cv-05327-JSW

Plaintiff,

v.

BIGBAND NETWORKS INC., RAN OZ,
FREDERICK A. BALL, GAL ISRAELY,
DEAN GILBERT, KENNETH A.
GOLDMAN, LLOYD CARNEY, BRUCE
I. SACHS, ROBERT J. SACHS,
GEOFFREY Y. YANG, MERRILL
LYNCH PIERCE FENNER & SMITH
INCORPORATED, MORGAN STANLEY
& CO. INCORPORATED, COWEN &
COMPANY INC., JEFFRIES &
COMPANY INC., LLC, and
THINKEQUITY PARTNERS LLC,

Defendants.

DECLARATION OF RON SENATOR IN SUPPORT OF MOTION OF SPHERA FUND FOR APPOINTMENT AS
LEAD PLAINTIFF AND APPROVAL OF LEAD PLAINTIFF'S SELECTION OF CO-LEAD COUNSEL

1 DONALD SMITH, on behalf of himself
2 and all others similarly situated,

3
4 Plaintiff,

5 v.

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7 BIGBAND NETWORKS, INC., AMIR
8 BASSAN-ESKENAZI, FREDERICK A.
9 BALL,

10 Defendants.

No. 3:07-cv-05361-SI

11 WAYNE LUZON, on behalf of himself
12 and all others similarly situated,

13 Plaintiff,

14 v.

15 BIGBAND NETWORKS INC., AMIR
16 BASSAN-ESKENAZI, RAN OZ,
17 FREDERICK A. BALL, GAL ISRAELY,
18 DEAN GILBERT, KENNETH A.
19 GOLDMAN, LLOYD CARNEY, BRUCE
20 I. SACHS, ROBERT J. SACHS,
21 GEOFFREY Y. YANG, MORGAN
22 STANLEY & CO. INCORPORATED,
23 MERRILL LYNCH PIERCE FENNER &
24 SMITH INCORPORATED, JEFFRIES &
25 COMPANY INC., COWEN &
26 COMPANY LLC and THINKEQUITY
27 PARTNERS LLC,

28 Defendants.

No. 3:07-cv-05637-WHA

1 DEBRA L. BERNSTEIN, Individually and
2 On Behalf of All Others Similarly Situated,
3

4 Plaintiff,

5 v.

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7 BIGBAND NETWORKS, INC., AMIR
8 BASSAN-ESKENAZI, RAN OZ,
9 FREDERICK A. BALL, GAL ISRAELY,
10 DEAN GILBERT, KENNETH A.
11 GOLDMAN, LLOYD CARNEY, BRUCE
12 I. SACHS, ROBERT J. SACHS,
13 GEOFFREY Y. YANG, MORGAN
14 STANLEY & CO. INCORPORATED,
15 JEFFRIES & COMPANY INC.,
16 MERRILL LYNCH, PIERCE FENNER &
17 SMITH INCORPORATED, COWEN &
18 COMPANY LLC and THINKEQUITY
19 PARTNERS LLC,
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21 Defendants.
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No. 3:07-cv-05819-CRB

DECLARATION OF RON SENATOR IN SUPPORT OF MOTION OF SPHERA FUND FOR APPOINTMENT AS
LEAD PLAINTIFF AND APPROVAL OF LEAD PLAINTIFF'S SELECTION OF CO-LEAD COUNSEL

1 EUGENE L. HAMMER, on behalf of
2 himself and all others similarly situated,
3

No. 3:07-cv-05825-MHP

4 Plaintiff,

5 v.
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7 BIGBAND NETWORKS INC., AMIR
8 BASSAN-ESKENAZI, RAN OZ,
9 FREDERICK A. BALL, LLOYD
10 CARNEY, DEAN GILBERT, KENNETH
11 A. GOLDMAN, GAL ISRAELY, BRUCE
12 I. SACHS, ROBERT J. SACHS and
13 GEOFFREY Y. YANG,

14 Defendants.

15 **DECLARATION OF RON SENATOR**

16 I, Ron Senator, hereby declare as follows:

17
18 1. I submit this Declaration in support of the motion of Sphera Fund Ltd.
19 ("Sphera Fund") for appointment as Lead Plaintiff in the above-captioned action.
20

21 I am fully familiar with the facts set forth herein.

22 2. I am a managing partner and board member of Sphera Funds
23 Management Ltd., the investment manager of Sphera Fund. Sphera Funds
24 Management Ltd. is not an investment advisor,
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DECLARATION OF RON SENATOR IN SUPPORT OF MOTION OF SPHERA FUND FOR APPOINTMENT AS
LEAD PLAINTIFF AND APPROVAL OF LEAD PLAINTIFF'S SELECTION OF CO-LEAD COUNSEL

1 3. Sphera Fund invests primarily in the equities of Israeli companies
2 traded in the Untied States, Israel and Europe. Sphera Fund -- and not investors in
3 the fund -- is the owner of the shares of Big Band at issue herein.

4 4. Sphera Fund engages Sphera Funds Management Ltd. to serve as its
5 fund manager. In this capacity, Sphera Funds Management Ltd. is authorized to
6 purchase and sell securities on behalf of Sphera Fund's account, and to take all
7 necessary actions to exercise and enforce Sphera Fund's legal rights as the
8 shareholder of the securities purchased.

9 5. As Managing Partner of Sphera Funds Management Ltd., the agent of
10 Sphera Fund, I have the power to act on behalf of Sphera Fund and in this capacity
11 I executed the Sworn Certification of Plaintiff, dated December 2, 2007, which was
12 filed with this Court.

13 6. Contrary to the erroneous assertions in the opposition brief filed by
14 "Gwyn Jones", Sphera Fund is not an "investment advisor" who gives advice to
15 individual clients who hold title to Big Band shares.

16 7. If appointed as Lead Plaintiff, Sphera Fund will vigorously prosecute
17 this action on behalf of the class.

18 8. In furtherance of its service as Lead Plaintiff, Sphera Fund, through its
19 investment manager, Sphera Funds Management Ltd., will be present in the Untied
20 States as required by the Court and as otherwise necessary.

1
2 I hereby declare under penalty of perjury under the laws of the United States
3 of America that the foregoing is true and correct to the best of my knowledge.
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5 Executed on this 20 day of January, 2008, at Tel Aviv, Israel.
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Ron Senator